IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.59262-M of 2006

DATE OF DECISION: NOVEMBER 16, 2006

Om Parkash and another

...PETITIONERS

VERSUS

The State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.A.K.Walia, Advocate,
for the petitioners.
Mr.N.S.Gill, AAG, Punjab.

...

The petitioners apprehending their arrest in a non-bailable offence in case FIR No.198 dated 1.9.2006 registered under Sections 406/498-A/506/34 IPC at Police Station City, Malout, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioners contends the petitioners being old father-in-law and mother-in-law of the complainant have been falsely implicated. Counsel further contends that as the complainant and her husband used to quarrel, therefore, the petitioners disowned them through a public notice and also separated them from their house soon after the marriage.

Counsel for the petitioners contends that in terms of the interim order dated September 26, 2006, the petitioners have joined the investigation. Counsel for the respondent-State does not dispute this fact and further states that the petitioners are no more required for further investigation.

In view of the above, the interim order dated September 26, 2006 is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for

material change in the circumstances. Thereafter, the petitioners shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

November 16, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE